

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV. 1-98)		ATTORNEY'S DOCKET NUMBER 20239-703
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>Not Yet Assigned</b>
INTERNATIONAL APPLICATION NO. PCT/EP97/05214	INTERNATIONAL FILING DATE September 23, 1997	PRIORITY DATE CLAIMED September 24, 1996
TITLE OF INVENTION Recombinant MVA Virus Expressing Dengue Virus Antigens, and the Use Thereof in Vaccines		
APPLICANT(S) FOR DO/EO/US Bavarian Nordic Research Institute A/S		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</p> <p>4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))           <ul style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> has been transmitted by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ul> </p> <p>6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> have been transmitted by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ul> </p> <p>8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (signed)</p> <p>10. <input type="checkbox"/> A translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11. to 16. below concern document(s) or information included:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A FIRST preliminary amendment.</p> <p><input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</p> <p>14. <input type="checkbox"/> A substitute specification.</p> <p>15. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>16. <input checked="" type="checkbox"/> Other items or information:           <ul style="list-style-type: none"> <li>1) Paper copy of the Sequence Listing</li> <li>2) A Computer Readable copy of the Sequence Listing</li> <li>3) Statement Regarding Sequence Listing</li> </ul> </p>		

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) Not Yet Assigned	INTERNATIONAL APPLICATION NO PCT/EP97/05214	ATTORNEY'S DOCKET NUMBER 20239-703																				
<p>17. <input checked="" type="checkbox"/> The following fees are submitted:</p> <p><b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</b></p> <p>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... \$1070.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... \$930.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$790.00</p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$720.00</p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$98.00</p>		<b>CALCULATIONS PTO USE ONLY</b>																				
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>		\$ 930.00																				
<p>Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</p>		\$																				
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 25%;">CLAIMS</th> <th style="width: 25%;">NUMBER FILED</th> <th style="width: 25%;">NUMBER EXTRA</th> <th style="width: 25%;">RATE</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>13 - 20 =</td> <td>0</td> <td>x \$22.00</td> </tr> <tr> <td>Independent claims</td> <td>2 - 3 =</td> <td>0</td> <td>x \$82.00</td> </tr> <tr> <td colspan="2"><b>MULTIPLE DEPENDENT CLAIM(S) (if applicable)</b></td> <td colspan="2">+ \$270.00</td> </tr> <tr> <td colspan="2"></td> <td colspan="2" style="text-align: center;"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> </tr> </tbody> </table>		CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	13 - 20 =	0	x \$22.00	Independent claims	2 - 3 =	0	x \$82.00	<b>MULTIPLE DEPENDENT CLAIM(S) (if applicable)</b>		+ \$270.00				<b>TOTAL OF ABOVE CALCULATIONS =</b>		\$ 930.00
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<p>Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).</p>		+																				
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<p>Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).</p>		\$																				
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<p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +</p>		\$ 120.00																				
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		\$ 1,050.00																				
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- a.  A check in the amount of \$ 1,050.00 to cover the above fees is enclosed.
- b.  Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-0257. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Emily M. Haliday  
 SIGNATURE  
Emily M. Haliday  
 NAME  
 38,903  
 REGISTRATION NUMBER

09/147919

510 Rec'd PCT/PTO 23 MAR 1999

In The United States Designated Office

In re Application of:

Inventor: Mary Jane Cardosa et al.  
Application No: Not Yet Assigned  
Filed: Herewith  
For: Recombinant MVA Virus  
Expressing Dengue Virus  
Antigens, and the Use  
thereof in Vaccines

Express Mail Label No.: EL277741295US

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

**PRELIMINARY AMENDMENT PURSUANT TO 37 C.F.R. § 1.121**

Assistant Commissioner for Patents  
BOX PCT  
Washington, D.C. 20231

Sir:

Please amend the above-identified patent application as indicated below prior to calculating claim fees.

**IN THE CLAIMS**

Cancel Claim 2, and amend Claims 1 and 3-10 as follows.

1. (Amended) A recombinant MVA comprising [containing] and capable of expressing one or more DNA sequences selected from the group of DNA sequences encoding [dengue virus] antigens from each of the four dengue virus serotypes (type 1, 2, 3 and 4).
3. (Amended) A recombinant MVA according to Claim 1 [claims 1 to 2], wherein the dengue virus antigen is selected from the group consisting of preM, E and [/or] NS1 antigens.

4. (Amended) A recombinant MVA according to Claim 1 [claims 1 to 3], wherein said one or more [the] DNA sequences are inserted at the site of one or more naturally occurring deletions within the MVA genome.
  5. (Amended) A recombinant MVA according to Claim 1 [claims 1 to 4], wherein said one or more [the] DNA sequences encoding antigen is/are under transcriptional control of the vaccinia virus early/late promoter P7.5.
  6. (Amended) A vaccine comprising [containing] at least one recombinant MVA according to Claim 1 [claims 1 to 5] and a pharmaceutically acceptable carrier or diluent.
  7. (Amended) A vaccine according to Claim 6 comprising [claim 6 containing] a recombinant MVA comprising DNA sequences encoding a dengue virus type 1 antigen; [ a recombinant MVA encoding] a dengue virus type 2 antigen, [ a recombinant MVA encoding] a dengue virus type 3 antigen, and [/or a recombinant MVA encoding] a dengue virus type 4 antigen; [,] and a pharmaceutically acceptable carrier or diluent.
  8. (Amended) A method for the treatment or prevention of dengue virus infection comprising administering to a living animal body [, including a human, in need thereof] a therapeutically effective amount of a recombinant MVA according to Claim 1 [claims 1 to 5, or a vaccine according to claims 6 to 7].
  9. (Amended) A vaccine comprising first and second components, wherein [as a] said first component is a recombinant MVA comprising [carrying] and capable of expressing a DNA sequence encoding T7 RNA polymerase and [as further components]

said second component is one or more recombinant DNA vectors each comprising a DNA sequence encoding [carrying] at least one dengue virus antigen under transcriptional control of a T7 RNA polymerase promoter.

10. (Amended) A method for the treatment or prevention of a dengue virus infection comprising inoculating a living animal body [, including a human, in need thereof] with the first and second [further] components of the [a] vaccine according to Claim 9 [claim 9] either simultaneously or with a timelag but using the same inoculation site.

Add the following claims.

11. The method for the treatment or prevention of dengue virus infection of Claim 8, wherein the animal is a human.
12. A method for the treatment or prevention of dengue virus infection comprising administering to a living animal body a therapeutically effective amount of a vaccine according to Claim 6.
13. The method for the treatment or prevention of dengue virus infection of Claim 12, wherein the animal is a human.
14. The method for the treatment or prevention of dengue virus infection of Claim 10, wherein the animal is a human.

**REMARKS**

Claims 1 and 3-14 are pending in the application after entry of the above amendments. The amendments are merely clarifying amendments and therefore do not add new matter. If the Examiner has any questions regarding the amendments, the Examiner is respectfully requested to call the undersigned at (650) 849-4910.

Dated: March 23, 1999

Respectfully submitted,

McCutchen, Doyle, Brown & Enersen, LLP

By: Emily M. Haliday  
Emily M. Haliday  
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# **Translation of the Published Specification**

09/147919

2 610 Recd PCT/PTO 23 MAR 1999

**RECOMBINANT MVA VIRUS EXPRESSING DENGUE VIRUS  
ANTIGENS, AND THE USE THEREOF IN VACCINES**

The present invention relates to recombinant vaccinia viruses derived from the modified vaccinia virus Ankara (MVA) encoding and capable of expressing dengue virus antigens, and the use of such recombinant MVA viruses encoding dengue virus antigens in vaccines.

**BACKGROUND OF THE INVENTION**

Dengue viruses are divided into four antigenically related serotypes, called dengue virus serotypes 1, 2, 3, and 4. Complete or partial nucleotide sequences of the dengue 1, 2, 3, and 4 type virus have been published (Chamber, T.J., Hahn, C.S., Galler, R. And Rice, C.M. 1990. Annu. Rev. Microbiol., 44, 649, Zhao et al., 1986, Virology 155, 77-88).

Dengue virus, with its four serotypes Den-1 to Den-4, is the most important member of the Flavivirus genus with respect to infections of humans producing diseases that range from flu-like symptoms to severe or fatal illness, dengue haemorrhagic fever with shock syndrome. Dengue outbreaks continue to be a major public health problem in densely populated areas of the tropical and subtropical regions, where mosquito vectors are abundant. Therefore, there is a substantial need for the development of prophylactic vaccines. Previous efforts to prepare live candidate dengue vaccines were mainly based on classical attenuation of dengue virus by serial passage in animals or in cultured cells of non-natural hosts. However, this approach has not been consistently successful in producing attenuated vaccine strains. Available data indicate that recovery and protective immunity after dengue virus infection are correlated to the development of high titres of virus neutralising antibodies. However, this immunity is homotypic mediating resistance to the same virus serotype only. Moreover, individuals immune to one dengue virus serotype may be even at higher risk of developing severe dengue illness if reinfected with another serotype. To overcome these problems an ideal vaccine should therefore induce solid immunity against all four dengue virus serotypes.

The flavivirus genome consists of a single-stranded positive sense RNA molecule. The single encoded open reading frame (ORF) is translated into a polypeptide which is cleaved co- and post-translationally into at least 11 proteins. The order of proteins encoded in the ORF is 5'-C-preM(M)-E-NS1-NS2A-NS2B-NS3-NS4A-NS4B-NS5-3' (Venugopal, K., and Gould, E.A., 1994, Vaccine, Vol. 12, No. 11).

Previous results from vaccine trials in animal models indicated that immune responses to structural preM and E proteins, or non-structural NS1 proteins were fully protective against a lethal challenge with homotypic dengue virus (Zhao et al. 1987 J. Virol. 61:4019; Bray et al. 1989 J. Virol. 63:2853; Falgout et al. 1990 J. Virol. 64:4356; Fonseca et al. 1994 Vaccine 12:279; Srivastava et al. 1995 Vaccine 13:1251).

The preM protein (18-19 kDa) is a precursor of the structural protein M, which is formed by cleavage and removal of the N-terminal (pre) segment, by a process presumed to be linked to maturation of the envelope glycoprotein and the development of virus infectivity.

The E glycoprotein (53-54 kDa) is an outer structural protein of the dengue virus. It exhibits a number of biological activities including receptor binding and membrane fusion, and is the target for neutralising antibodies and T-helper cells. The E protein is a typical membrane glycoprotein with a C-terminal that spans the membrane.

The non-structural protein NS1 (39-41 kDa) is also modified by glycosylation. It is derived from the ORF by N-terminal signalase cleavage and C-terminal cleavage involving a protease. NS1 may be involved in the assembly and release of virions. It is found on the cell surface and in the culture medium of infected cells. During the course of infection, NS1 protein evokes a strong antibody response which protects the host against challenge with flaviviruses, presumably through a complement mediated pathway, although recently it has been suggested that other mechanisms such as antibody-dependent cell cytotoxicity may also be responsible (Venugopal, K., & Gould, E.A., 1994, Vaccine, Vol. 12, No. 11).

Knowledge about the molecular biology of flaviviruses rapidly increased during the last decade, and led to the application of recombinant techniques for the production of new vaccine candidates. These approaches have included *E. coli* fusion proteins, baculo virus produced recombinant proteins, and live recombinant vaccinia viruses. Notably, the vaccinia approaches have given promising results. In mice, total protection against lethal challenge with dengue virus has been achieved after immunisation with recombinant vaccinia viruses expressing structural and/or non-structural genes of dengue virus (J Gen Virol, 1988, 69: 2102-7).

There is still the need for the development of a safe and an effective vaccine with a major goal in the prevention, and perhaps the treatment, of DF and DHF/DSS in humans. As mentioned above only approaches using recombinant vaccinia virus have given so far promising results. However, occurrence of rare adverse reactions to smallpox vaccination and the increased susceptibility of immunodeficient individuals has made further attenuation and improved safety a priority for human vaccines based on recombinant vaccinia virus.

Modified vaccinia virus Ankara (MVA), is a host range restricted and highly attenuated vaccinia virus strain, which is unable to multiply in human and most other mammalian cell lines tested. But since viral gene expression is unimpaired in non-permissive cells recombinant MVA viruses may be used as exceptionally safe and efficient expression vectors.

The modified vaccinia virus Ankara (MVA) has been generated by long-term serial passages of the Ankara strain of vaccinia virus (CVA) on chicken embryo fibroblasts (for review see Mayr, A., Hochstein-Mintzel, V. and Stickl, H. (1975) Infection 3, 6-14; Swiss Patent No. 568, 392). The MVA virus was deposited in compliance with the requirements of the Budapest Treaty at CNCM (Institut Pasteur, Collection Nationale de Cultures de Microorganisms, 25, rue du Docteur Roux, 75724 Paris Cedex 15) on Dec. 15, 1987 under Depositary No. I-721. The MVA virus has been analyzed to determine alterations in the genome relative to the wild type CVA strain. Six major deletions of genomic DNA compared with the wild type CVA (deletion I, II, III, IV, V, and VI ) totalling 31,000 base pairs have been identified (Meyer, H., Sutter, G. and Mayr A. (1991) J. Gen. Virol. 72, 1031-1038). MVA is further distinguished by its great attenuation, that is to say by diminished virulence

or infectivity while maintaining good immunogenicity. When tested in a variety of animal models, MVA was proven to be avirulent even in immunosuppressed animals. More importantly, the excellent properties of the MVA strain have been demonstrated in extensive clinical trials (Mayr et al., Zbl. Bakt. Hyg. I, Abt. Org. B 167, 375-390 (1987), Stickl et al., Dtsch. med. Wschr. 99, 2386-2392 (1974)). During these studies in over 120,000 humans, including high risk patients, no side effects were associated with the use of MVA vaccine. MVA replication in human cells was found to be blocked late in infection preventing the assembly to mature infectious virions. Nevertheless, MVA was able to express viral and recombinant genes at high levels even in non-permissive cells and was proposed to serve as an efficient and exceptionally safe gene expression vector (Sutter, G. and Moss, B. (1992) Proc. Natl. Acad. Sci. USA 89, 10847-10851). Recently, novel vaccinia vector systems were established on the basis of MVA, having foreign DNA sequences inserted at the site of deletion III within the MVA genome ( Sutter, G. and Moss, B. (1995) Dev. Biol. Stand. Basel, Karger 84, 195-200). Another approach used, except less successfully (Scheiflinger et al., 1996, Arch Virol 141, 663-669) the tk gene within the MVA genome (US patent 5.185.146).

According to the present invention, DNA sequences (genes) which code for dengue antigens are introduced, with the aid of DNA recombination techniques, into the genome of MVA. When the DNA sequence encoding the dengue antigen is integrated at a site in the viral DNA which is non-essential for the life cycle of the virus, e.g. one of the above mentioned deletions, the newly produced recombinant MVA will be infectious, that is to say able to infect foreign cells and it will express the integrated DNA sequence. The recombinant MVA according to the invention will be useful as extremely safe live vaccines for the treatment or prophylactics of infectious diseases.

## OBJECTS OF THE INVENTION

It is thus an object of the present invention to provide a recombinant MVA virus expressing dengue virus antigens, which can serve as an efficient and exceptionally safe dengue virus vaccine.

It is a further object of the present invention to provide vaccines for the immunisation of a living animal body, including a human, infected with dengue virus, and for the prevention of dengue virus infection.

## SUMMARY OF THE INVENTION

The present invention thus, inter alia, comprises the following, alone or in combination:

A recombinant MVA containing and capable of expressing one or more DNA sequences encoding dengue virus antigens;

a recombinant MVA as above containing and capable of expressing DNA sequences encoding antigens from all four dengue virus serotypes (type 1, 2, 3 and 4);

a recombinant MVA as above wherein the dengue virus antigens is selected from preM, E and/or NS1 antigens;

a recombinant MVA as above wherein the DNA sequences are inserted at the site of naturally occurring deletions within the MVA genome;

a recombinant MVA as above wherein the DNA sequences encoding antigen is under transcriptional control of the vaccinia virus early/late promoter P7.5;

a vaccine containing at least one recombinant MVA as above, and a pharmaceutically acceptable carrier or diluent;

a vaccine as above containing a recombinant MVA encoding a dengue virus type 1 antigen; a recombinant MVA encoding a dengue virus type 2 antigen; a recombinant MVA encoding a dengue virus type 3 antigen, and/or a recombinant MVA encoding a dengue virus type 4 antigen, and a pharmaceutically acceptable carrier or diluent;

a method for the treatment or prevention of dengue virus infection comprising administering to a living animal body, including a human, in

need thereof a therapeutically effective amount of a recombinant MVA as above, or a vaccine as above.

a vaccine comprising as a first component a recombinant MVA carrying and capable of expressing T7-RNA polymerase and as further components one or more recombinant DNA vectors each carrying at least one dengue virus antigen under transcriptional control of a T7 RNA polymerase promoter; and

a method for the treatment or prevention of a dengue virus infection comprising inoculating a living animal body, including a human, in need thereof with the first and further components of the vaccine as above either simultaneously or with a timelag but using the same inoculation site.

### THE PRESENT INVENTION

The present invention relates to recombinant MVA which contain at least one DNA sequence which codes for a dengue virus antigen and vaccines containing such viruses in a physiologically acceptable form. The invention also relates to methods for the preparation of such recombinant MVA and vaccines, and to the use of these vaccines for the prophylactics or treatment of infections caused by dengue virus.

Modified vaccinia virus Ankara (MVA), is a host range restricted and highly attenuated vaccinia virus strain, which is unable to multiply in human and most other mammalian cell lines tested. But since viral gene expression is unimpaired in non-permissive cells recombinant MVA viruses may be used as exceptionally safe and efficient expression vectors. Therefor recombinant MVA according to the invention contain and are capable of expressing one or more DNA sequences encoding dengue virus antigens.

In one embodiment, according to the present invention, DNA sequences (genes) which code for dengue antigens capable of eliciting immune responses to dengue virus are provided. Such sequences are optionally introduced, with the aid of DNA recombination techniques, into the genome of viral expression systems including for example the MVA vector. When the DNA sequence encoding the dengue antigen or antigenic epitope is integrated at a site in the

viral DNA which is non-essential for the life cycle of the virus, e.g. one of the above mentioned deletions, the newly produced recombinant MVA will be infectious, that is to say able to infect foreign cells and it will express the integrated DNA sequence. The recombinant viruses and the recombinant MVA according to the invention will be useful as extremely safe live vaccines for the treatment or prophylactics of dengue infection.

The recombinant MVA vaccinia viruses can be prepared as set out hereinafter.

For homologous recombination of the wild type MVA DNA with a heterologous nucleotide acid sequence in a virus infected cell a DNA-constructs containing sequences adjacent to the left and the right side of a naturally occurring deletion, e.g. deletion II or III, within the MVA genome (Altenburger, W., Suter, C.P. and Altenburger J. (1989) Arch. Virol. 105, 15-27) were constructed, e.g. as described in Example 4.

The DNA sequence encoding antigenic epitopes is inserted between the sequences flanking the naturally occurring deletion, e.g. as described in Example 5 to 8.

A DNA-construct, according to the invention, which contains a DNA-sequence which codes for a dengue antigen flanked by MVA DNA sequences adjacent to a naturally occurring deletion, e.g. deletion II or III, within the MVA genome, is introduced into cells infected with MVA, to allow homologous recombination. The DNA-construct to be inserted can be linear or circular. A circular DNA is preferred, especially a plasmid.

For the expression of a DNA sequence encoding antigenic epitopes, it is necessary for regulatory sequences, which are required for the transcription of the DNA sequence, to be present on the DNA. Such regulatory sequences (called promoters) are known to those skilled in the art, and includes for example those of the vaccinia 11 kDa gene as are described in EPA 198, 328, those of the 7.5 kDa gene (EPA 110, 385) or the synthetic promoter sP (Sutter et al., Vaccine, 1994, 12:1032)

The DNA-construct can be introduced into the MVA infected cells by transfection, e.g. by means of calcium phosphate precipitation (Graham et al.,

Virol. 52, 456-467 (1973); Wigler et al., Cell 777-785 (1979) by means of electroporation (Neumann et al., EMBO J. 1, 841-845 (1982)), by micro-injection (Graessmann et al., Meth. Enzymology 101, 482-492 (1983)), by means of liposomes (Straubinger et al., Methods in Enzymology 101, 512-527 (1983)), by means of spheroplasts (Schaffner, Proc. Natl. Acad. Sci. USA 77, 2163-2167 (1980)) or by other methods known to those skilled in the art. Transfection by means of calcium phosphate precipitation is preferred.

Once the DNA-construct has been introduced into the eukaryotic cell and the foreign DNA has recombined with the viral DNA, it is possible to isolate the desired recombinant vaccinia virus in a manner known per se, preferably with the aid of a marker (compare Nakano et al., Proc. Natl. Acad. Sci. USA 79, 1593-1596 (1982), Franke et al., Mol. Cell. Biol. 1918-1924 (1985), Chakrabarti et al., Mol. Cell. Biol. 3403-3409 (1985), Fathi et al., Virology 97-105 (1986)).

The recombinant MVA according to the invention can also carry a marker gene. Said marker genes facilitates the isolation of a recombinant virus using techniques well known to anyone skilled in the art. Such marker genes are preferably selected from the group consisting of marker genes which codes for proteins such as  $\beta$ -galactosidase, neomycin, alcohol dehydrogenase, luciferase, puromycin, hypoxanthine phosphoribosyl transferase (HPRT), hygromycin, secreted alkaline phosphatase or green and blue fluorescent proteins.

The present invention therefore also relates to recombinant MVA which contains at least one DNA sequence which codes for dengue virus antigens and relates further to vaccines containing such viruses in a physiologically acceptable form.

In one embodiment, the recombinant MVA according to the invention contain and is capable of expressing antigens from all dengue virus type 1, type 2, type 3 and type 4.

In a preferred embodiment of the invention the dengue virus antigen is selected from preM, E and/or NS1 antigens originating from dengue virus type 1, 2, 3 or 4.

The invention also relates to vaccines comprising recombinant MVA according to the invention containing and capable of expressing one or more DNA sequences encoding dengue virus antigens.

In one embodiment, the vaccine according to the invention comprises a recombinant MVA encoding dengue virus type 1 antigen; a recombinant MVA encoding dengue virus type 2 antigen; a recombinant MVA encoding dengue virus type 3 antigen; and/or a recombinant MVA encoding dengue virus type 4 antigen.

In a further embodiment of the invention recombinant MVA encoding T7 RNA polymerase is used in combination with at least one DNA vectors carrying DNA sequences encoding dengue antigens under transcriptional control of a T7 RNA polymerase promoter.

According to this embodiment, a coding sequence of a given dengue antigen (e.g. preM, E, and/or NS1) are cloned under control of a T7 RNA polymerase promoter preferably in a plasmid vector and the resulting DNA construct is amplified and purified using standard laboratory procedures. Secondly, the vector DNA is inoculated simultaneously or with appropriate timelags together with MVA-T7pol. An appropriate timelag allows a cell to takeup the inoculated DNA vector, before MVA infection takes place. The mode of administration, the dose and the number of administrations can be optimised by those skilled in the art in a known manner. At the site of inoculation the recombinant gene of interest is expressed transiently in cells containing both the vector DNA and MVA-T7pol and the corresponding antigen is presented to the host immune system stimulating an antigen-specific immune response. This protocol using the vaccinia vector MVA -T7pol represents a promising novel approach to nucleic acid vaccination allowing efficient transient expression of a given antigen, but avoiding the potential risk of constitutive gene expression.

The detailed figures and examples which follow are intended to contribute to a better understanding of the present invention. However, it is not intended to give the impression that the invention is confined to the subject-matter of the examples.

## DESCRIPTION OF THE DRAWINGS

**Figure 1: MVA vector plasmids for insertion of foreign DNA by homologous recombination into deletion II**

- (A) Shown is the MVA genome characterised by HindIII restriction sites within the genome of MVA are indicated at the top. The 900 bp HindIII-HindIII N fragment that overlaps the junction of deletion II within the MVA genome is shown. MVA DNA sequences adjacent to deletion II (flank 1 and flank 2) were amplified by PCR and used for the construction of an insertion plasmid. Additionally this plasmid, now called pUC II LZ P7.5, for insertion into deletion II contains a P11-LacZ expression cassette and the vaccinia virus early/late promoter P7.5 to express genes of interest that can be cloned into the SmaI site of the plasmid.
- (B) Also shown is a second insertion vector, pUCII LZdel P7.5, containing a self-deleting P11-LacZ expression cassette and the vaccinia virus early/late promoter P7.5 to express genes of interest that can be cloned into the SmaI cloning site of the plasmid.
- (C) An alternative insertion vector, called pUC II sP, carries the vaccinia specific synthetic promoter, sP, and a multiple cloning site between the sequences adjacent to deletion II.

**Figure 2: Construction of insertion plasmid carrying T7 polymerase**

Shown is the insertion vector plasmid pUC II LZ P7.5, which was used to clone into the SmaI site the T7-polymerase gene under the transcriptional control of the P7.5 promoter. The resulting plasmid was used for generation of the T7pol recombinant MVA.

### EXAMPLE 1

#### Growing of the MVA virus

The MVA virus is a highly attenuated vaccinia virus derived from the vaccinia virus strain Ankara (CVA) by long-term serial passages on primary chicken embryo fibroblast (CEF) cultures. For a general review of the history of the production, the properties and the use of MVA strain, reference may be made to the summary published by Mayr et al. in Infection 3, 6-14 (1975). Due to the attenuation in CEF, the MVA virus replicates to high titres in this avian host

cell. In mammalian cells, however, MVA is severely growth restricted, and typical plaque formation by the virus is not detectable. Therefore, MVA virus was grown on CEF cells. To prepare CEF cells, 11-days old embryos were isolated from incubated chicken eggs, the extremities are removed, and the embryos are minced and dissociated in a solution composed of 0.25% trypsin at 37 °C for 20 minutes. The resulting cell suspension was filtered and cells were sedimented by centrifugation at 2000 rpm in a Sorvall RC-3B centrifuge at room temperature for 5 minutes, resuspended in 10 volumes of medium A (MEM Eagle, for example obtainable from Life Technologies GmbH, Eggenstein, Germany), and sedimented again by centrifugation at 2000 rpm in a Sorvall RC-3B centrifuge at room temperature for 5 minutes. The cell pellet was reconstituted in medium A containing 10% fetal calf serum (FCS), penicillin (100 units/ml), streptomycin (100 mg/ml) and 2 mM glutamine to obtain a cell suspension containing 500 000 cells/ml. CEF cells obtained in this way were spread on cell culture dishes. They were left to grow in medium A in a 6% CO<sub>2</sub> atmosphere with 95% humidity at 37°C for 1-2 days, depending on the desired cell density, and were used for infection either directly or after one further cell passage. A detailed description of the preparation of primary cultures can be found in the book by R.I. Freshney, "Culture of animal cell", Alan R. Liss Verlag, New York (1983) Chapter 11, page 99 et seq.

MVA viruses were used for infection as follows. CEF cells were cultured in 175 cm<sup>2</sup> cell culture bottles. At 90-100% confluence, the medium was removed and the cells were incubated for one hour with an MVA virus suspension (0.01 infectious units (IU) per cell, 0.02 ml/cm<sup>2</sup>) in medium A. Then more medium A was added (0.2 ml/cm<sup>2</sup>) and the bottles were incubated at 37°C for 2-3 days (until about 90% of the cells show cytopathogenic effect). Crude virus stocks were prepared by scraping cell monolayers into the medium and pelleting the cell material by centrifugation at 3000 rpm in a Sorvall RC-3B centrifuge at 4°C for 5 minutes. The crude virus preparation was stored at -20°C before further processing (e.g. virus purification).

## EXAMPLE 2

### Cloning of MVA virus

To generate homogeneous stock virus preparations MVA virus obtained from Prof. Anton Mayr was cloned by limiting dilution during three consecutive passages in CEF cultured on 96-well tissue culture plates. The MVA clone F6

was selected and amplified in CEF to obtain working stocks of virus that served as starting material for the generation of recombinant MVA viruses described in this patent application as well as for the generation of recombinant MVA viruses described previously (Sutter & Moss (1992) Proc. Natl. Acad. Sci. USA 89, 10847-10851; Sutter, et al.,(1994) Vaccine 12, 1032-1040; Hirsch, et al., (1996) J. Virol. 70, 3741-3752).

### **EXAMPLE 3**

#### **Purification of the viruses**

The purification steps undertaken to obtain a virus preparation which was as pure as possible and free from components specific to the host cell were similar to those described by (Joklik, Virology 18, 9-18 (1962)). Crude virus stocks which had been stored at -20°C. were thawed and suspended once in PBS (10-20 times the volume of the sediment), and the suspension was centrifuged as above. The new sediment was suspended in 10 times the volume of Tris buffer 1 (10 mM Tris-HCl pH 9.0), and the suspension was briefly treated with ultrasound (Labsonic L, B. Braun Biotech International, Melsungen Germany; 2x 10 seconds at 60 watts and room temperature) in order to further disintegrate cell debris and to liberate the virus particles from the cellular material. The cell nuclei and the larger cell debris were removed in the subsequent brief centrifugation of the suspension (Sorvall GSA rotor obtainable from DuPont Co., D-6353 Bad Nauheim, FRG; 3 minutes at 3000 rpm and 10°C.). The sediment was once again suspended in Tris buffer 1, treated with ultrasound and centrifuged, as described above. The collected supernatants containing the free virus particles were combined and layered over a cushion of 10 ml of 36% sucrose in 10 mM Tris-HCl, pH 9.0, and centrifuged in a Beckman SW 27/SW 28 rotor for 80 minutes with 13,500 rpm at 4°C. The supernatant was discarded, and the sediment containing the virus particles was taken up in 10 ml of 1 mM Tris-HCl, pH 9.0, homogenised by brief treatment with ultrasound (2x 10 seconds at room temperature, apparatus as described above), and applied to a 20-40% sucrose gradient (sucrose in 1 mM Tris-HCl, pH 9.0) for further purification. The gradient was centrifuged in Beckmann SW41 rotor at 13,000 rpm for 50 minutes at 4°C. After centrifugation, discrete bands containing virus particles were harvested by pipetting after aspirating volume above band. The obtained sucrose solution was diluted with three volumes PBS and the virus particles were sedimented

again by centrifugation (Beckmann SW 27/28, 60 minutes at 13,500 rpm, 4° C). The pellet, which now consisted mostly of pure virus particles, was resuspended in PBS and equilibrated to virus concentrations corresponding on average to  $1.5 \times 10^9$  IU/ml. The purified virus stock solution was stored at -80°C and used either directly or diluted with PBS for subsequent experiments.

#### EXAMPLE 4

##### Construction of vector plasmids

To allow the generation of recombinant MVA viruses novel vector plasmids were constructed. Insertion of foreign genes into the MVA genome was targeted precisely to the site of the naturally occurring deletion II in the MVA genome. Sequences of MVA DNA flanking the site of a 2500 bp deletion in the HindIII N fragment of the MVA genome (Altenburger, W., Suter, C.P. and Altenburger, J. (1989), J. Arch. Virol. 105, 15-27) were amplified by PCR and cloned into the multiple cloning site of plasmid pUC18. The primers for the left 600 bp DNA flank were 5'-CAG CAG GGT ACC CTC ATC GTA CAG GAC GTT CTC-3' and 5'-CAG CAG CCC GGG TAT TCG ATG ATT ATT TTT AAC Seq 2 AAA ATA ACA-3' (sites for restriction enzymes KpnI and SmaI are underlined). The primers for the right 550 bp DNA flank were 5'-CAG CAG Seq 3 CTG CAG GAA TCA TCC ATT CCA CTG AAT AGC-3' and 5'-CAG CAG GCA Seq 4 TGC CGA CGA ACA AGG AAC TGT AGC AGA-3' (sites for restriction enzymes PstI and SphI are underlined). Between these flanks of MVA DNA inserted in pUC18, the *E. coli* lacZ gene under control of the vaccinia virus late promoter P11 (prepared by restriction digest from pIII LZ, Sutter, G. and Moss, B. (1992) PNAS USA 89, 10847-10851) was inserted, using the BamHI site, to generate the MVA insertion vector pUCII LZ. In the following, a 289 bp fragment containing the vaccinia virus early-late promoter P7.5 together with a SmaI site for cloning (prepared by restriction digest with EcoRI and XbaI from the plasmid vector pSC11 (Chakrabarti et al. 1985, Molecular and Cellular Biology 5, 3403-3409)) was inserted into the SmaI site of pUCII LZ to give the MVA vector pUC II LZ P7.5 (Figure 1A). To construct a vector plasmid that allows isolation of recombinant MVA viruses via transient synthesis of the reporter enzyme β-galactosidase a 330 bp DNA fragment from the 3' end of the *E. coli* LacZ open reading frame was amplified by PCR (primers were 5'-CAG CAG GTC GAC CCC GAC CGC CTT ACT GCC GCC-3' and 5'-GGG Seq 6 GGG CTG CAG ATG GTA GCG ACC GGC GCT CAG-3') and cloned into the

SalI and PstI sites of pUC II LZ P7.5 to obtain the MVA vector pUC II LZdel P7.5 (Figure 1B). Using the SmaI site, this vector plasmid can be used to insert DNA sequences encoding a foreign gene under transcriptional control of the vaccinia virus promoter P7.5 into the MVA genome. After the desired recombinant virus has been isolated by screening for expression of  $\beta$ -galactosidase activity further propagation of the recombinant virus leads to the self-deletion of the reengineered P11-LacZ expression cassette by homologous recombination.

For an alternative vector plasmid, pUC II sPi (Figure 1C), instead of the P11-LacZ expression cassette and the P7.5 promoter a vaccinia specific synthetic promoter (prepared by a HindIII/PstI restriction digest from pIIIgpt-sP (Sutter et al., Vaccine, 1994, 12:1032) and blunted) was inserted between the flanks adjacent to the deletion II. Therefore the P11-LacZ expression cassette and the P7.5 promoter was deleted from the plasmid pUCII LZ P7.5 by a XhoI/Bpu1102 restriction digest, the vector fragment was blunted and ligated to the also blunted fragment carrying the synthetic promoter sP.

#### EXAMPLE 5

##### **Construction of recombinant MVA-preM-E encoding structural preM and E glycoprotein of dengue virus**

A cDNA fragment of dengue virus type 2, NGC strain comprising a signal sequence of 14 amino acids preceding preM and all amino acids of preM and E including 40 amino acid residues at the C-terminus of E was isolated by PCR from dengue virus type 2 cDNA (Gruenberg, et al., J. Gen. Virol. 69:1391-1398, 1988).

The fragment was blunted and cloned into the SmaI site of pUCII LZdel P7.5 to create pUCII LZdel P7.5-preM-E carrying the preM-E fragment under transcriptional control of the vaccinia virus early/late promoter P7.5.

The fragment carrying the preM-E fragment under transcriptional control of the vaccinia virus early/late promoter P7.5 was inserted into deletion II within the MVA using homologous recombination. CEF cells infected with MVA at a multiplicity of 0.05 TCID<sub>50</sub> per cell were transfected with DNA of plasmid pUC II LZdel P7.5-preM-E as described previously (Sutter, et al., (1994) Vaccine 12, 1032-1040). Recombinant MVA viruses containing the preM-E sequence and transiently co-expressing the *E. coli* LacZ marker gene were

selected by consecutive rounds of plaque purification in CEF cells stained with 5-bromo-4-chloro-3-indolyl  $\beta$ -D-galactoside (300  $\mu$ g/ml). In the following, recombinant MVA viruses containing the preM-E sequence and having deleted the LacZ marker gene were isolated by three additional consecutive rounds of plaque purification screening for non-staining viral foci in CEF cells in the presence of 5-bromo-4-chloro-3-indolyl  $\beta$ -D-galactoside (300  $\mu$ g/ml). Subsequently, recombinant viruses were amplified by infection of CEF monolayers.

#### **EXAMPLE 6**

##### **Construction of recombinant MVA-NS1 encoding non-structural NS1 glycoprotein of Dengue virus**

A cDNA fragment of dengue virus serotype 2, New Guinea C (NGC) strain comprising a signal sequence of 24 amino acids preceding NS1 and all NS1 residues was isolated by PCR from Dengue virus type 2 cDNA (Gruenber, et al., J. Gen. Virol. 69:1391-1398, 1988).

The fragment was blunted and cloned into the SmaI site of pUCII LZdel P7.5 to create pUCII LZdel P7.5-NS1 carrying the NS1 fragment under transcriptional control of the vaccinia virus early/late promoter P7.5.

The fragment carrying the NS1 fragment under transcriptional control of the vaccinia virus early/late promoter P7.5 was inserted into deletion II within the MVA using homologous recombination as described, subsequent selection for recombinant virus was performed like in example 5.

#### **EXAMPLE 7**

##### **Construction of MVA vector viruses producing recombinant modified Dengue virus glycoprotein E with its authentic amino acid leader sequence**

A cDNA fragment containing codons for start and stop of translation and encoding 326 amino acids of Dengue virus type 2, New Guinea C (NGC) strain (nucleotides 768 - 1733, Gruenberg, et al., 1988, J. Gen. Virol. 69:1391-1398) comprising a signal sequence of 31 amino acids preceding Dengue glycoprotein E, all 295 amino acids of domain I and II of glycoprotein E, but missing 202 amino acids of domain III from the C-terminal part of glycoprotein E, was isolated by PCR from cloned cDNA of Dengue virus type 2 NGC strain (Gruenberg, et al., J. Gen. Virol. 69:1391-1398, 1988) using the

oligonucleotides

5'- CAG CAG CCC GGG ATG GCA GCA ATC CTG GCA TAC ACC -3' and *S<sub>o</sub>g 7*  
 5'- CAG CAG CCC GGG TCA CTG TAG TTT GTC CAT CCT CAG CCT -3' as *S<sub>o</sub>g 8*  
 primers.

The prepared fragment was cloned into the PmeI site of the MVA vector plasmid pUCII sP to create the plasmid pUCII sP-denE<sub>T</sub> carrying the Dengue virus E<sub>T</sub>-cDNA fragment under transcriptional control of a strong synthetic vaccinia virus promoter as described previously (Sutter, et al., (1994) Vaccine 12, 1032-1040). The fragment carrying the Dengue virus E<sub>T</sub>-cDNA fragment under transcriptional control of a strong synthetic vaccinia virus promoter was inserted into deletion II within the MVA genome using homologous recombination. CEF cells infected with MVA at a multiplicity of 0.05 TCID<sub>50</sub> per cell were transfected with DNA of pUCII sP-denE<sub>T</sub> as described previously (Sutter, et al., (1994) Vaccine 12, 1032-1040).

Recombinant MVA viruses containing the Dengue virus E<sub>T</sub>-cDNA were selected by consecutive rounds of plaque purification in CEF cells using Dengue glycoprotein E-specific mouse monoclonal antibodies for live immunostaining of cells expressing the desired recombinant protein. Subsequently, recombinant viruses were amplified by infection of CEF monolayers.

#### EXAMPLE 8

##### Construction of MVA vector viruses producing recombinant modified Dengue virus glycoprotein E with its authentic amino acid leader sequence

A cDNA fragment containing codons for start and stop of translation and encoding 326 amino acids of Dengue virus type 2, New Guinea C (NGC) strain (nucleotides 768-1733, Gruenber, et al., J. Gen. Virol. 69:1391-1398, 1988) comprising a signal sequence of 31 amino acids preceding Dengue glycoprotein E, all 295 amino acids of domain I and II of glycoprotein E, but missing 202 amino acids of domain III from the C-terminal part of glycoprotein E, was isolated by PCR from cloned cDNA of Dengue virus type 2 NGC strain (Gruenberg, et al., J. Gen. Virol. 69:1391-1398, 1988) using the oligonucleotides

5'- CAG CAG CCC GGG ATG GCA GCA ATC CTG GCA TAC ACC -3' and *S<sub>o</sub>g 7*  
 5'- CAG CAG CCC GGG TCA CTG TAG TTT GTC CAT CCT CAG CCT -3' as *S<sub>o</sub>g 8*  
 primers.

The prepared fragment was cloned into the SmaI site of the MVA vector plasmid pUCII LZdel P7.5 to create the plasmid pUCII LZdel P7.5-den<sub>ET</sub> carrying the Dengue virus E<sub>T</sub>-cDNA fragment under transcriptional control of the vaccinia virus early/late promoter P7.5. The fragment carrying the E<sub>T</sub> cDNA fragment under transcriptional control of the vaccinia virus early/late promoter P7.5 was inserted into deletion II within the MVA using homologous recombination. CEF cells infected with MVA at a multiplicity of 0.05 TCID<sub>50</sub> per cell were transfected with DNA of plasmid pUC II LZdel P7.5-den<sub>ET</sub> as described previously (Sutter, et al., (1994) Vaccine 12, 1032-1040). Recombinant MVA viruses containing the Dengue virus cDNA sequence and transiently co-expressing the *E. coli* LacZ marker gene were selected by consecutive rounds of plaque purification in CEF cells stained with 5-bromo-4-chloro-3-indolyl β-D-galactoside (300 µg/ml). In the following, recombinant MVA viruses containing the E<sub>T</sub> sequence and having deleted the LacZ marker gene were isolated by three additional consecutive rounds of plaque purification screening for non-staining viral foci in CEF cells in the presence of 5-bromo-4-chloro-3-indolyl β-D-galactoside (300 µg/ml). Subsequently, recombinant viruses were amplified by infection of CEF monolayers.

#### **EXAMPLE 9**

##### **Construction and characterisation of recombinant virus MVA T7pol**

A 3.1 kb DNA fragment containing the entire gene of bacteriophage T7 RNA polymerase under control of the vaccinia virus early/late promoter P7.5 was excised with EcoRI from plasmid pTF7-3 (Fuerst, et al., 1986, P. N. A. S. USA 83, 8122-8126), modified by incubation with Klenow DNA polymerase to generate blunt ends, and cloned into a unique SmaI restriction site of pUCII LZ to make the plasmid transfer vector pUCII LZ T7pol. The plasmid pUCII LZ T7pol that directs the insertion of the foreign genes into the site of deletion II of the MVA genome was used to generate the recombinant virus MVA-T7pol.

CEF cells infected with MVA at a multiplicity of 0.05 TCID<sub>50</sub> per cell were transfected with DNA of plasmid pUCII LZ T7pol as described previously (Sutter, et al., (1994) Vaccine 12, 1032-1040). Recombinant MVA virus expressing the T7 RNA polymerase and co-expressing β-D-galactosidase (MVA-T7pol) was selected by five consecutive rounds of plaque purification in CEF cells stained with 5-bromo-4-chloro-3-indolyl β-D-galactoside (300

µg/ml). Subsequently, recombinant viruses were amplified by infection of CEF monolayers, and the DNA was analyzed by PCR to confirm genetic homogeneity of the virus stock. The usefulness of MVA-T7pol recombinant viruses as expression system in comparison to the WR-T7pol recombinant virus vTF7-3 (Fuerst et al., 1986) was tested by the co-transfection of DNA of a plasmid vector that is derived from pTM1 (Moss, et al., (1990) Nature 348, 91-92) and contains (cloned into the NcoI and BamHI sites of the pTM1 multiple cloning site) the *E. coli* chloramphenicol acetyltransferase (CAT) gene under the control of a T7 RNA polymerase promoter (PT<sub>7</sub>). Transfected and infected CV-1 cells were suspended in 0.2 ml of 0.25 M Tris-HCl (pH 7.5). After three freeze-thaw cycles, the lysates were cleared by centrifugation, the protein content of the supernatants was determined, and samples containing 0.5, 0.25, 0.1 µg total protein were assayed for enzyme activity as described by Mackett, et al., (1984) J. Virol. 49, 857-864. After autoradiography, labelled spots were quantitated using the Fuji imaging analysis system.

The results demonstrate that by using the highly attenuated vaccinia vector MVA it is possible to exploit the vaccinia virus-T7 RNA polymerase system as efficiently as by using a fully replication-competent vaccinia virus recombinant.

Recombinant DNA vectors encoding heterologous antigens under transcriptional control of the T7 RNA-polymerase promoter have been constructed as known to everybody skilled in the art using commercially available T7 expression plasmids (Invitrogen) and are used in combination with the MVA-T7pol for vaccination purposes.

#### **EXAMPLE 10**

##### **Vaccine preparation**

For the preparation of vaccines, the recombinant MVA according to the invention are converted into a physiologically acceptable form. This can be done based on the experience in the preparation of MVA vaccines used for vaccination against smallpox (as described by Stickl, H. et al. (1974) Dtsch. med. Wschr. 99, 2386-2392). Typically, about 10<sup>6</sup>-10<sup>8</sup> particles of the recombinant MVA are freeze-dried in 100 ml of phosphate-buffered saline (PBS) in the presence of 2% peptone and 1% human albumin in an ampoule,

preferably a glass ampoule. The lyophilisate can contain extenders (such as mannitol, dextran, sugar, glycine, lactose or polyvinylpyrrolidone) or other aids (such as antioxidants, stabilisers, etc.) suitable for parenteral administration. The glass ampoule is then sealed and can be stored, preferably at temperatures below -20°C., for several months.

For vaccination or therapy the lyophilisate can be dissolved in 0.1 to 0.5 ml of an aqueous solution, preferably physiological saline, and administered either parenterally, for example by intramuscular inoculation or locally. Vaccines or therapeutics according to the invention are preferably injected intramuscularly (Mayr, A. et al. (1978) Zbl. Bakt. Hyg., I. Abt. Orig. B 167, 375-390). The mode of administration, the dose and the number of administrations can be optimised by those skilled in the art in a known manner. It is expedient where appropriate to administer the vaccine several times over a lengthy period in order to obtain appropriate immune responses against the foreign antigen.

Many modifications and variations of this invention will be made without departing from its spirit and scope, as will become apparent to those skilled in the art. The specific embodiment described herein are offered by way of example only, and the invention is to be limited only by the terms of the appended claims.

Georg Fischer

**CLAIMS:**

- (1) A recombinant MVA containing and capable of expressing one or more DNA sequences encoding dengue virus antigens.
- (2) A recombinant MVA according to claim 1 containing and capable of expressing DNA sequences encoding antigens from all four dengue virus serotypes (type 1, 2, 3 and 4).
- (3) A recombinant MVA according to claims 1 to 2, wherein the dengue virus antigen is selected from preM, E and/or NS1 antigens.
- (4) A recombinant MVA according to claims 1 to 3, wherein the DNA sequences are inserted at the site of naturally occurring deletions within the MVA genome.
- (5) A recombinant MVA according to claims 1 to 4, wherein the DNA sequences encoding antigen is under transcriptional control of the vaccinia virus early/late promoter P7.5.
- (6) A vaccine containing at least one recombinant MVA according to claims 1 to 5 and a pharmaceutically acceptable carrier or diluent.
- (7) A vaccine according to claim 6 containing a recombinant MVA encoding a dengue virus type 1 antigen; a recombinant MVA encoding a dengue virus type 2 antigen; a recombinant MVA encoding a dengue virus type 3 antigen, and/or a recombinant MVA encoding a dengue virus type 4 antigen, and a pharmaceutically acceptable carrier or diluent.
- (8) A method for the treatment or prevention of dengue virus infection comprising administering to a living animal body, including a human, in need thereof a therapeutically effective amount of a recombinant MVA according to claims 1 to 5, or a vaccine according to claims 6 to 7.
- (9) A vaccine comprising as a first component a recombinant MVA carrying and capable of expressing T7 RNA polymerase and as further components one or more recombinant DNA vectors each carrying at least one

dengue virus antigen under transcriptional control of a T7 RNA polymerase promoter.

(10) A method for the treatment or prevention of a dengue virus infection comprising inoculating a living animal body, including a human, in need thereof with the first and further components of a vaccine according to claim 9 either simultaneously or with a timelag but using the same inoculation site.

## ABSTRACT

Recombinant MVA viruses containing and/or capable of expressing dengue virus antigens and the use of such recombinant MVA for vaccination.

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PTO/SB/01 (12-97)

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**DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)**

Declaration Submitted with Initial Filing      OR       Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	20239-703
First Named Inventor	Cardosa, et al.
<b>COMPLETE IF KNOWN</b>	
Application Number	/
Filing Date	Herewith
Group Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Recombinant MVA Virus Expressing Dengue Virus Antigens, and the use thereof in Vaccines

the specification of which

(Title of the Invention)

is attached hereto

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I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
PCT/EP97/05214 1035/96	PCT DK	09/23/1997 09/24/1996	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>

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U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (If applicable)
PCT/EP97/05214	09/23/1997	N/A

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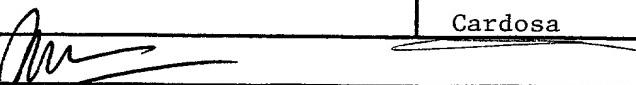
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City	Sarawak	State	ZIP		Country	Malaysia	

Additional inventors are being named on the \_\_\_\_\_ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

Please type a plus sign (+) inside this box →  +

PTO/SB/02A (3-97)

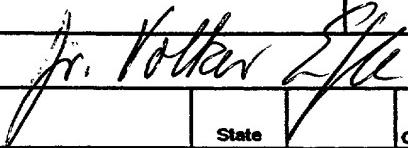
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## DECLARATION

### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 4 of 4

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Gerd		Sutter					
Inventor's Signature					Date	23.99	
Residence: City	Munchen	State		Country	Germany	Citizenship	DE
Post Office Address	Germaniastr. 15, D 80802 Munchen, Germany						
Post Office Address							
City	Munchen	State		ZIP	D 80802	Country	Germany .
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Volker		Erfle					
Inventor's Signature					Date		
Residence: City	Munchen	State		Country	Germany	Citizenship	DE
Post Office Address	La Place Str. 4, D 81679 Munchen, Germany						
Post Office Address							
City	Munchen	State		ZIP	D 81679	Country	Germany
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle [if any])		Family Name or Surname					
Inventor's Signature					Date	13.88	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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Please type a plus sign (+) inside this box →

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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**DECLARATION**
**REGISTERED PRACTITIONER  
INFORMATION  
(Supplemental Sheet)**

Name	Registration Number	Name	Registration Number
Gina Pavlovic	42,986		
Michael J. Shuster	41,310		
Nina K. Srejovic	40,342		
William E. Thomson, Jr.	20,719		
Richard E. Wawrzyniak	36,048		
Rajiv Yadav	P43,999		

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